

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request: 8-26-01 2 Serial/Patent # 09/982,284

3. Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
<input type="checkbox"/> Filing				\$
<input type="checkbox"/> Amendment				\$
<input type="checkbox"/> Extension of Time				\$
<input type="checkbox"/> Notice of Appeal/Appeal				\$
<input checked="" type="checkbox"/> Petition	27	8-26-01	\$	130
<input type="checkbox"/> Issue				\$
<input type="checkbox"/> Cert of Correction/Terminal Disc.				\$
<input type="checkbox"/> Maintenance				\$
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		7 TOTAL AMOUNT OF REFUND	\$ 130	
8 TO BE REFUNDED BY:				
<input type="checkbox"/> Treasury Check				
<input checked="" type="checkbox"/> Overpayment	X	Credit Deposit A/C #:		
<input type="checkbox"/> Duplicate Payment	9	1	9	-- 0 7 4 1
<input checked="" type="checkbox"/> No Fee Due (Explanation): <u>Treated as petition under 37 CFR 1.181 which is free</u>				
10 REASON:				
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME: <u>Steven Brantley</u>		TITLE: <u>Attala S. Atty</u>		
SIGNATURE: <u>Stevens Brantley</u>		PHONE: <u>301-5683</u>		
OFFICE: <u>Petitions</u>				
***** THIS SPACE RESERVED FOR FINANCE USE ONLY *****				
APPROVED: <u>Alicia Kelley</u>		DATE: <u>9-14-01</u>		

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

Office of Finance
Refund Branch
Crystal Park One, Room 802B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Henryk LUBON, et al.

Title: METHODS FOR THE
DEGRADATION AND
DETOXIFICATION OF ORGANIC
MATERIAL USING URINE
PRODUCED BY TRANSGENIC
ANIMALS AND RELATED
TRANSGENIC ANIMALS AND
PROTEINS

Appl. No.: 08/982,284

Filing Date: 12/01/1997

Examiner: M. Wilson

Art Unit: 1633

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AUG 08 2001

OFFICE OF PETITIONS

PETITION FOR REINSTATEMENT OF ORIGINAL POWER OF ATTORNEY
UNDER 37 C.F.R. §1.82

Commissioner for Patents
Box DAC
Washington, D.C. 20231

Attn: OFFICE OF PETITIONS

Sir:

Pursuant to 37 C.F.R. §1.82, Applicants hereby petition for Reinstatement of the Original Power of Attorney in the above-identified application. Attached hereto is a check in the amount of \$130 as is set forth in 37 C.F.R. 1.17(h) to cover the filing fee for this petition. However, as the Original Power of Attorney was incorrectly revoked by the Office's acceptance of a Revocation of Power of Attorney and New Power of Attorney by less than all of the applicants or owners, a refund of the petition fee is respectfully requested.

In support of this petition, Applicants set forth as follows:

On April 30, 2001, Dr. Velander, one of four named inventors to the instant application, filed a "Revocation of Power of Attorney and New Power of Attorney," revoking the Power of Attorney given to the Firm of Foley & Lardner and appointing new attorneys at McGuire Woods, LLP with a new correspondence address. See Attachment 1.

01/09/2001 LSIBDS 00000000 00982734

01 FCB122 130.00 CR

This "Revocation of Power of Attorney and New Power of Attorney" caused the Office to erroneously revoke the Power of Attorney of Foley & Lardner. See Attachment 2. This document states that:

[t]he Power of Attorney to you in this application has been revoked by the applicant. Future correspondence will be mailed to the new address of record (CFR 1.33).

The Office erroneously revoked Foley & Lardner's Power of Attorney based upon Dr. Velander's filing of the "Revocation of Power of Attorney and New Power of Attorney" (Attachment 1). MPEP 402.10 provides that the signatures of all inventors must be submitted if a petition to revoke power of attorney is to be effective. More specifically, MPEP 402.10 – Appointment/Revocation by Less Than All Applicants or Owners (7th Ed., Revision 1, February 2000), states that:

Papers giving or revoking a power of attorney in an application generally require signature by all the applicants or owners of the application. Papers revoking a power of attorney in an application (or giving a power of attorney) will not be accepted by the Office when signed by less than all of the applicants or owners of the application unless they are accompanied by a petition and fee under 37 CFR 1.182 giving good and sufficient reasons as to why such papers should be accepted. The petition should be directed to the Office of Petitions. The acceptance of such papers by petition under 37 CFR 1.182 will result in more than one attorney, agent, applicant or owner prosecuting the application at the same time. Therefore, each of these parties must sign all subsequent replies submitted to the Office.

A review of Attachment 1 signed only by applicant, William Velander, and Attachment 2 from the Office revoking Foley & Lardner's Power of Attorney, do not provide any evidence that a petition under 37 CFR 1.182, giving good and sufficient reasons as to why the Revocation of Power of Attorney and New Power of Attorney, which is not signed by all of the applicants or owners, was filed and should be accepted.

Thus, the filing of Attachment 1 should not have been used by the Office as the basis to revoke the original power of attorney to Foley & Lardner. Therefore, it is requested that the Office reinstate the original power of attorney and the correspondence address for the above-identified application as follows:

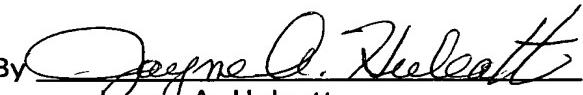
Foley & Lardner
Suite 500
3000 K Street NW
Washington, D.C. 20007-5109

It is requested that this reinstatement be expedited as there is a response to an outstanding Office Action due on September 5, 2001, and such reinstatement is necessary for the undersigned attorney to respond in a timely manner.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date August 8, 2001
FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5109
Telephone: (202) 672-5542
Facsimile: (202) 672-5399

By 
Jayme A. Huleatt
Attorney for Applicant
Registration No. 34,485

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Henryk LUBON et al.

Serial No.: 08/982,284

Group Art Unit: 1632

Filed: December 1, 1997

Examiner: Hauda, K.

For: METHODS FOR THE DEGRADATION AND DETOXIFICATION OF
ORGANIC MATERIAL USING URINE PRODUCED BY TRANSGENIC
ANIMALS AND RELATED TRANSGENIC ANIMALS AND PROTEINS

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AUG 08 2001

OFFICE OF PETITIONS

REVOCATION OF POWER OF ATTORNEY AND
NEW POWER OF ATTORNEY

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

The undersigned, having appointed the Firm of Foley & Lardner, and Stephen A. Bent, David A. Blumenthal, John J. Feldhaus, Donald D. Jeffery, Peter G. Mack, Brian J. McNamara, Sybil Meloy, George E. Quillin, Colin G. Sandercock, Bernhard D. Saxe, Richard L. Schwaab, and Arthur Schwartz, as attorneys to prosecute the above-identified application for Letters Patent, hereby revokes the Power of Attorney thus given.

The undersigned hereby appoints McGuireWoods, LLP, Michael E. Whitham (Reg. No. 32,635) and Mary E. Coulet (Reg. No. 35,884) as his attorneys to prosecute the above-identified application for Letters Patent. All correspondence should be directed as follows:

McGuireWoods, LLP
1750 Tysons Boulevard, Suite 1800
McLean, Virginia 22102
(703) 712-5000

Dated:

April 25 2001

By:

William Velander

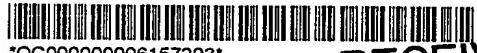


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
08/982,284	12/01/1997	HENRYK LUBON	030523/0141

CONFIRMATION NO. 9099



OC000000006157203*

FOLEY AND LARDNER
SUITE 500
3000 K STREET NW
WASHINGTON, DC 200075109

PREVIOUSLY DOCKETED

Response due - 09/05/2001

INITIALS BW DATE 06/08/2001

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OFFICE OF PETITIONS
Date Mailed: 06/07/2001

NOTICE REGARDING POWER OF ATTORNEY

This is in response to the Power of Attorney filed 04/30/2001.

- The Power of Attorney to you in this application has been revoked by the applicant. Future correspondence will be mailed to the new address of record(37 CFR 1.33).

TRACEY D. JOHNSON
PATENT ANALYST

Customer Service Center
Initial Patent Examination Division (703) 308-1202

FORMER ATTORNEY/AGENT COPY